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**MAY 24 2005**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

**MONNIER et al**

Atty. Ref.: ~~2596-101~~

Serial No. 10/511,846

Group: 3738

Filed: October 19, 2004

Examiner: (Unassigned)

For: **LARYNGOTRACHEAL DEVICES AND METHODS OF USE  
THEREOF**

\* \* \* \* \*

**May 24, 2005**

**Initial Patent Examination's Filing Receipt Corrections**

**Via facsimile: 703-746-9195**

**Commissioner for Patents**

**P.O. Box 1450**

**Alexandria, VA 22313-1450**

Sir:

**REQUEST FOR CORRECTED FILING RECEIPT**

Attached is a copy of page 1 of the official Filing Receipt whereon two errors are noted as follows:

- Under the section entitled "Domestic Priority data as claimed by applicant," please make reference to US 10/440,785 05/19/2003.
- Inventor No. 2: The city should read St-Sulpice, not C/o Bredam Sa.

The changes are shown on the attached copy of the Filing Receipt.

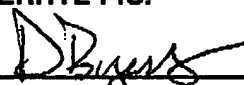
A copy of the Declaration which was filed in this application is attached as evidence thereof.

A corrected Filing Receipt is hereby requested.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By:

  
\_\_\_\_\_  
Duane M. Byers

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DMB 2590-101



## UNITED STATES PATENT AND TRADEMARK OFFICE

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| APPL NO.   | FILING OR 371<br>(c) DATE | ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLMS | IND CLMS |
|------------|---------------------------|----------|---------------|-----------------|----------|----------|----------|
| 10/511,846 | 10/19/2004                | 3738     | 547           | 2590-101        | 6        | 28       | 2        |

CONFIRMATION NO. 6268

23117  
 NIXON & VANDERHYE, PC  
 1100 N GLEBE ROAD  
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 ARLINGTON, VA 22201-4714

## FILING RECEIPT



\*OC000000015958831\*

Date Mailed: 05/11/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Philippe Monnier, Lausanne, SWITZERLAND;  
 Rene Gilliard, ~~Bredon Sa~~, SWITZERLAND;  
 St-Sulpice

Power of Attorney: The patent practitioners associated with Customer Number 23117.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/IB03/02513 05/20/2003  
 which claims benefit of 60/381,939 05/20/2002 3rd 10/440,785 05/19/2003

## Foreign Applications

Projected Publication Date: 08/11/2005

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

## Title

Laryngotracheal devices and methods of use thereof

05/24/2005

14:13

NIXON &amp; VANDERHYE PC → 7037469195

NO. 160

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COPY

Nixon & Vanderhye P.C. (10/99)  
(Domestic Non-Assigned/Foreign) Page 1

**RULE 63 (37 C.F.R. 1.63)**  
**INVENTORS DECLARATION FOR PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

As a below named inventor, I hereby declare that my residence, mailing address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**LARYNGOTRACHEAL DEVICES AND METHODS OF USE THEREOF**

the specification of which (check applicable box(es)):

☐ is attached hereto  
☐ was filed on \_\_\_\_\_ as U.S. Application Serial No. \_\_\_\_\_  
☒ was filed as PCT International application No. PCT/B03/ 02513 on May 20, 2003  
 And (if applicable to U.S. or PCT application) was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. I hereby claim foreign priority benefits under 35 U.S.C. 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed or, if no priority is claimed, before the filing date of this application:

| Priority Foreign Application(s):<br>Application Number | Country | Day/Month/Year Filed |
|--|---------|----------------------|
|--|---------|----------------------|

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

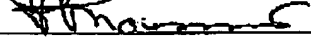
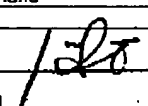
| Application Number | Date/Month/Year Filed |
|--------------------|-----------------------|
|--------------------|-----------------------|

I hereby claim the benefit under 35 U.S.C. 120/365 of all prior United States and PCT International applications listed above or below:

| Prior U.S./PCT Application(s):<br>Application Serial No. | Day/Month/Year Filed | Status: patented<br>pending, abandoned |
|--|----------------------|--|
| PCT/B03/ 02513   | May 20, 2003         |  |
| US 80/381,939  | May 20, 2002         |  |
| US 10/440,785  | May 19, 2003         |  |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. And on behalf of the owner(s) hereof, I hereby appoint Nixon & Vanderhye P.C., telephone number 703-816-

4000 (to whom all communications are to be directed) and the attorneys of: **Customer Number 23117**, individually and collectively owners/owners' attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent. I also authorize Nixon & Vanderhye to add or delete attorneys from that Customer Number, and to act and rely solely on instructions directly communicated from the person, assignee, attorney, firm or other organization sending instructions to Nixon & Vanderhye on behalf of the owner(s).

|  |                  |
|--|------------------|
| 1. Inventor's Signature:  | Date: 09.09.2004 |
| Inventor: Philippe (first) MI MONNIER (last) CH (citizenship)  |                  |
| Residence (city): Lausanne (state/country) Switzerland   |                  |
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| 2. Inventor's Signature:  | Date: 12.10.2004 |
| Inventor: René (first) MI GILLIARD (last) CH (citizenship)   |                  |
| Residence (city): C/o BREDAM SA (state/country) Switzerland  |                  |
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| (Zip Code): 1026   |                  |

**[ ] See attached sheet(s) for additional inventor(s) information!!**